

214-08/WLJ
FREEHILL, HOGAN & MAHAR
Attorneys for Defendants
ORDER SHIPPING CO., LTD. and EXPERT
INVESTMENTS
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William L. Juska, Jr (WJ0772)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
COMMERCIAL METALS COMPANY,

Plaintiff,

- against -

M/V CHRYSOULA S, *in rem*, her engines,
tackle, apparel, etc., EXPERT INVESTMENTS,
ORDER SHIPPING CO., LTD. , and HYUNDAI
MERCHANT MARINE CO., LTD., *in personam*,

Defendants.

08 CV 0075 (DAB)
ECF CASE

ANSWER TO CROSS-CLAIM OF
HYUNDAI MERCHANT MARINE CO.,
LTD.

-----x
Defendants, ORDER SHIPPING CO., LTD. (hereinafter "ORDER") and
EXPERT INVESTMENTS (hereinafter "EXPERT"), by their attorneys, Freehill, Hogan & Maher
LLP, answering the cross-claim of Hyundai Merchant Marine Co., Ltd., allege upon information
and belief as follows:

1. ORDER and EXPERT repeat and re-allege each and every admission, denial, denial of knowledge and information, and affirmative defense set forth in their Answer and Cross-Claims with the same force and effect as if herein re-alleged and set forth at length.
2. Deny the allegations contained in paragraph 27 of the Cross-Claim.

3. Deny the allegations contained in paragraph 28 of the Cross-Claim.
4. As an additional affirmative defense, ORDER and EXPERT reserve their rights to arbitrate the cross-claim of co-defendant Hyundai Merchant Marine Co., Ltd. as stipulated in the governing charter party.

WHEREFORE, Defendants ORDER SHIPPING CO., LTD. and EXPERT INVESTMENT demand:

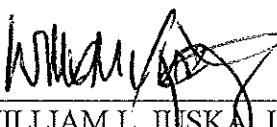
- (1) Judgment dismissing the Complaint;
- (2) Judgment entered in favor of ORDER SHIPPIMG CO., LTD. and EXPERT INVESTMENT against Co-Defendants HYUNDAI MERCHANT MARINE CO., LTD. on the cross-claim herein together with interest, costs and attorneys' fees;
- (3) If any liability is found against these Defendants, such liability be limited to \$500 per package or other limitation set forth in the governing contracts of carriage or provided by law;
- (4) Judgment dismissing the cross-claim of Hyundai Merchant Marine Co., Ltd.;
- (5) A stay of the cross-claim of Hyundai Merchant Marine Co., Ltd.; pending arbitration;

(6) Costs, fees, including reasonable attorneys' fees and disbursements of this action and for such other and further relief as the Court deems just and proper.

Dated: New York, New York
April 15, 2008

FREEHILL, HOGAN & MAHAR LLP
Attorneys for Defendants
ORDER SHIPPIMG CO., LTD. and
EXPERT INVESTMENT

By:


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